

JEFFREY E. BRUNTON #2833  
Office of Consumer Protection  
235 South Beretania Street, Room 801  
Honolulu, Hawaii 96813-2419  
Telephone: (808) 586-2636

Attorney for Plaintiff

FIRST CIRCUIT COURT  
STATE OF HAWAII  
FILED

2000 MAR 13 PM 3: 36

H. CHING  
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

THE STATE OF HAWAII, by its Office )  
of Consumer Protection, )

Plaintiff, )

vs. )

MONTICELLO UNIVERSITY, a Hawaii )  
nonprofit corporation; THOMAS )  
JEFFERSON UNIVERSITY, a Hawaii )  
nonprofit corporation; EDUCATION )  
MANAGEMENT ASSOCIATES, LLC, a )  
Kansas limited liability corporation; )  
LESLIE EDWIN SNELL aka Les Snell; )  
GRETCHEN SNELL DEKKER; JOHN )  
DOES 1-20; DOE CORPORATIONS )  
1-10; and DOE ENTITIES 1-10, )

Defendants. )

CIVIL NO. 99-2769-07 (SSM)  
(Other Civil Action)

DEFAULT JUDGMENT AGAINST  
DEFENDANTS MONTICELLO  
UNIVERSITY, A HAWAII NONPROFIT  
CORPORATION; THOMAS JEFFERSON  
UNIVERSITY, A HAWAII NONPROFIT  
CORPORATION; EDUCATION  
MANAGEMENT ASSOCIATES, LLC, A  
KANSAS LIMITED LIABILITY  
CORPORATION AND LESLIE EDWIN  
SNELL AKA LES SNELL

(Motion filed January 24, 2000)

DATE HEARD:

Date: February 23, 2000

Time: 11:00 a.m.

Judge: Sabrina S. McKenna

Trial Date: None

SCF Judge: None

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IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

THE STATE OF HAWAII, by its Office )	CIVIL NO. 99-2769-07 (SSM)
of Consumer Protection, )	(Other Civil Action)
)	)
)	DEFAULT JUDGMENT AGAINST
Plaintiff, )	DEFENDANTS MONTICELLO
)	UNIVERSITY, A HAWAII NONPROFIT
)	CORPORATION; THOMAS JEFFERSON
)	UNIVERSITY, A HAWAII NONPROFIT
vs. )	CORPORATION; EDUCATION
)	MANAGEMENT ASSOCIATES, LLC, A
)	KANSAS LIMITED LIABILITY
)	CORPORATION AND LESLIE EDWIN
)	SNELL AKA LES SNELL
MONTICELLO UNIVERSITY, a Hawaii )	
nonprofit corporation; THOMAS )	(Motion filed January 24, 2000)
JEFFERSON UNIVERSITY, a Hawaii )	
nonprofit corporation; EDUCATION )	
MANAGEMENT ASSOCIATES, LLC, a )	<u>DATE HEARD:</u>
Kansas limited liability corporation; )	Date: February 23, 2000
LESLIE EDWIN SNELL aka Les Snell; )	Time: 11:00 a.m.
GRETCHEN SNELL DEKKER; JOHN )	Judge: Sabrina S. McKenna
DOES 1-20; DOE CORPORATIONS )	
1-10; and DOE ENTITIES 1-10, )	Trial Date: None
)	SCF Judge: None
Defendants. )	
)	

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DEFAULT JUDGMENT AGAINST DEFENDANTS MONTICELLO UNIVERSITY, A HAWAII NONPROFIT CORPORATION; THOMAS JEFFERSON UNIVERSITY, A HAWAII NONPROFIT CORPORATION; EDUCATION MANAGEMENT ASSOCIATES, LLC, A KANSAS LIMITED LIABILITY CORPORATION AND LESLIE EDWIN SNELL AKA LES SNELL

**THE COURT HAVING EXPRESSLY DETERMINED** pursuant to Hawaii R. Civ. P. 54(b) that there is no just reason for delay for entry of this final judgment against Defendants Monticello University, a Hawaii nonprofit corporation, Thomas Jefferson University, a Hawaii nonprofit corporation, Education Management Associates, LLC, a Kansas limited liability corporation and Leslie Edwin Snell aka Les Snell;

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Defendants Monticello University, a Hawaii nonprofit corporation; Thomas Jefferson University, a Hawaii nonprofit corporation; Education Management Associates, LLC, a Kansas limited liability corporation and Leslie Edwin Snell aka Les Snell, their agents, employees, successors and assigns, directly or indirectly, individually or in concert with others, or through any corporate or other device, be and are hereby permanently enjoined from:

1. Publishing, printing or disseminating any advertising, catalogs, promotional materials and/or written contracts for instruction which fail to properly make the disclosures required by Hawaii Rev. Stat. § 446E-2(a).

2. Representing, directly or by implication, that they are accredited in any fashion or that they operate under the laws or authority of the State of Hawaii.

3. Representing, directly or by implication, that they offer “real learning, real achievement, real recognition, real accreditation, real degrees and real value.”

4. Representing, directly or by implication, that they have staff, faculty and personnel.

5. Representing, directly or by implication, that Monticello is a legally qualified, non-profit, degree-granting institution of higher education, in the State of South Dakota and Hawaii . . .” and that its degrees” have the legal status as degrees from any other legally—qualified American university.

6. Representing, directly or by implication, that the ICEHE has other member schools.

7. Representing, directly or by implication, that major international companies approve or endorse degrees from them.

8. Representing, directly or by implication, that Monticello complies with all local, city, county, municipal, state and federal regulations.

9. Representing, directly or by implication, that Monticello does not utilize erroneous or misleading advertising.

10. Failing to disclose that one individual is responsible for all operations of nine schools (Locke School of Management, Roosevelt School of Public Administration, Churchill School of History & Government, DeTocqueville School of Educational Policy and Leadership, Franklin School of Social Sciences, Kennedy School of Criminal Justice, Dag Hammarskjold School of Diplomacy & International

Studies, King's College & Seminary, Monticello University School of Law) and 425 courses in 14 separate disciplines.

11. Failing to disclose that Monticello is not approved by the American Bar Association and that its degree holders are not qualified to sit for the bar examination in most states.

12. Violating Hawaii Rev. Stat. Chap. 446E, as amended.

13. Committing any unfair or deceptive trade practices.

14. Owning or operating any business enterprise in the State of Hawaii or under the laws of the State of Hawaii until all civil penalties in this judgment are fully satisfied.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the preceding injunction does not apply to Defendant Gretchen Snell Dekker.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that, pursuant to Hawaii Rev. Stat. § 480-3.1, Defendant Monticello University, a Hawaii nonprofit corporation, be and hereby is liable to Plaintiff for civil penalties in the amount of \$375,000.00.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that, pursuant to Hawaii Rev. Stat. § 480-3.1, Defendant Thomas Jefferson University, a Hawaii nonprofit corporation, be and hereby is liable to Plaintiff for civil penalties in the amount of \$375,000.00.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that, pursuant to Hawaii Rev. State. § 480-3.1, Defendant Education Management Associates, LLC, a

Kansas limited liability corporation, be and hereby is liable to Plaintiff for civil penalties in the amount of \$375,000.00.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that, pursuant to Hawaii Rev. State. § 480-3.1, Defendant Leslie Edwin Snell aka Les Snell, be and hereby is liable to Plaintiff for civil penalties in the amount of \$375,000.00.

Plaintiff's claims against Defendant Gretchen Snell Dekker remain.

DATED: Honolulu, Hawaii, \_\_\_\_\_.

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Judge of the above-entitled Court

APPROVED AS TO FORM:

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RANDALL L.K.M. ROSENBERG  
Attorney for Defendant Gretchen Snell Dekker

Civil No. 99-2769-07 (SSM); State v. Monticello University, et al.; DEFAULT JUDGMENT AGAINST DEFENDANTS MONTICELLO UNIVERSITY, A HAWAII NONPROFIT CORPORATION; THOMAS JEFFERSON UNIVERSITY, A HAWAII NONPROFIT CORPORATION; EDUCATION MANAGEMENT ASSOCIATES, LLC, A KANSAS LIMITED LIABILITY CORPORATION AND LESLIE EDWIN SNELL AKA LES SNELL

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to Hawaii Rev. State. § 480-3.1, Defendant Leslie Edwin Snell aka Les Snell, be and hereby is liable to Plaintiff for civil penalties in the amount of \$375,000.00.

Plaintiff's claims against Defendant Gretchen Snell Dekker remain.

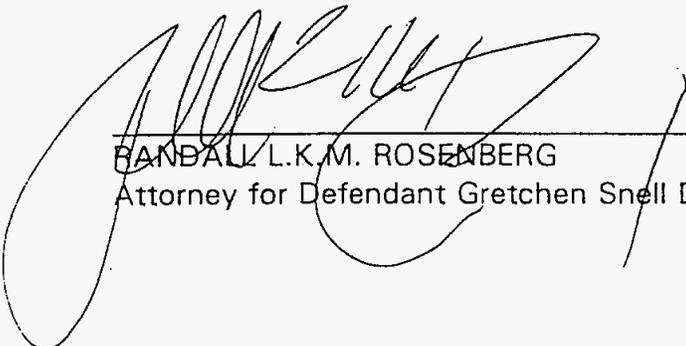
DATED: Honolulu, Hawaii, MAR 10 2000.

SABRINA S. MCKENNA

Judge of the above-entitled Court



APPROVED AS TO FORM:

  
\_\_\_\_\_  
RANDALL L.K.M. ROSENBERG  
Attorney for Defendant Gretchen Snell Dekker

Civil No. 99-2769-07 (SSM); State v. Monticello University, et al.; DEFAULT JUDGMENT AGAINST DEFENDANTS MONTICELLO UNIVERSITY, A HAWAII NONPROFIT CORPORATION; THOMAS JEFFERSON UNIVERSITY, A HAWAII NONPROFIT CORPORATION; EDUCATION MANAGEMENT ASSOCIATES, LLC, A KANSAS LIMITED LIABILITY CORPORATION AND LESLIE EDWIN SNELL AKA LES SNELL